IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8195 of 1990

For Approval and Signature:

Hon'ble MR.JUSTICE J.N.BHATT
===
1. Whether Reporters of Local Papers may be allowed   : NO
   to see the judgements?

2. To be referred to the Reporter or not?   : NO

3. Whether Their Lordships wish to see the fair copy   : NO
   of the judgement?

4. Whether this case involves a substantial question   : NO
   of law as to the interpretation of the Constitution
   of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge?   : NO

   AMRUTLAL J BHATT
Versus
   STATE GOVERNMENT OF GUJARAT

   Appearance:
       MR MD RANA for Petitioner
       M/S PATEL ADVOCATES for Respondent No. 1
      Mr. M.A.Bukhari AGP for Respondent No. 2, 3

   CORAM : MR.JUSTICE J.N.BHATT
   Date of decision: 16/07/1999

ORAL JUDGEMENT
     #. Despite the earlier directions for payment   of
     interest at the rate of 12 percent on the delayed payment
     pertaining to the dues payable to the deceased as a
     pensioner, so far the interest is not paid. In fact, no
     order is required as directions have already been given
     for payment of interest on delayed payment referable to
     retiral benefits.   It is unfortunate that the original
     petitioner and after his death his widow have been

deprived of payment of interest though directed earlier. In fact non compliance or non observance of the directions contained in the judicial order in general and in a case like the one on hand in particular is nothing but prima facie appearing to be a contempt of Court. However before taking such actions it would be expedient at this stage to afford one more opportunity to the respondent authorities in general and respondent no.3 in particular to comply with the earlier directions, else to face legal consequences.

#. In view of the aforesaid directions and observations, the due and payable interest shall be worked out and shall be made payable without fail within a period of 8 weeks from the date of receipt of the writ of this Court, Accordingly this petition stands disposed of with costs of Rs. 5000/-. Rule made absolute.